

**PROFESSIONAL HYDROLOGISTS SECTION
EXAMINING BOARD OF PROFESSIONAL GEOLOGISTS,
HYDROLOGISTS AND SOIL SCIENTISTS
MINUTES
MADISON, WISCONSIN
MARCH 21, 2000**

PRESENT: Steven Donohue (arrived at 9:27), Roger Hall, Herbert Garn, Robert Karnauskas

STAFF PRESENT: Alfred Hall, Becky Fry; William Black, Legal Counsel

CALL TO ORDER

The meeting was called to order at 9:24 a.m. by Robert Karnauskas, Vice Chair. A quorum of four members was present.

ADOPTION OF AGENDA

MOTION: Herbert Garn moved, seconded by Roger Hall, to adopt the agenda, as published. Motion carried unanimously.

APPROVAL OF MINUTES (2/10/00)

MOTION: Herbert Garn moved, seconded by Roger Hall, to approve the minutes, as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Secretary Cummings' Report

The Section was told that Secretary Cummings had a scheduling conflict and was unavailable to address the Section. However, Mr. Hall would convey any questions or concerns they had directly to her and report back to them. The Professional Hydrologists did not have any questions or concerns.

Bureau Director's Report

- **Section Roster**

The Section received an updated roster. Noted.

- **2000 Meeting Dates**

Noted.

- **Regulatory Digest**

A draft of the Regulatory Digest was included in the agenda packet. Noted.

LEGISLATIVE UPDATE

Alfred Hall distributed copies of SB 347 relating to Wetland Scientist Registration and reviewed its progress. He indicated that a letter, authorized by the GHSS Working Committee relaying the concerns of the GHSS Joint Board would be sent to Senator Grobschmidt with a copy sent to Representative Huebl.

The Section reviewed the amendments to the bill relating to exemptions.

Robert Karnauskas indicated that the American Institute of Professional Geologists was opposed to the bill.

Robert Karnauskas complimented the members of the Working Committee on their work relating to Wetland Scientist Registration.

Herbert Garn distributed copies of his comments relating to the licensing requirements for a person who is registered as a wetland scientist and requested that it be kept on record for use when reviewing applications.

The Section discussed SB 347 allowing wetland scientists to be registered if they have a certification from a national association and would be revoked if the association revoked them. The Society of Wetland Scientists is the only association certifying wetland scientists. However, the Society does not have a code of ethics, nor an enforcement mechanism in place for wetland scientists who practice beyond their scope of practice. Based on these deficiencies the Section feels SB 347 is too broad-based.

Alfred Hall reminded the Section that their concerns are on record through earlier action authorizing Patrick McGuire and Herbert Garn to draft a letter of concern to the Assembly. The letter addressed the code of ethics and the apparent lack of any enforcement mechanism in the proposed legislation.

ADMINISTRATIVE RULES

William Black stated the rules were not back from the clearinghouse yet and he will follow-up.

Alfred Hall indicated that a public hearing on the Administrative Rules would be scheduled for April 18, 2000.

SECTION MEMBER ACTIVITY

Nothing to report.

EXAMINATION ISSUES

Nothing to discuss.

DIVISION OF ENFORCEMENT

- **Orientation to Screening Panel**

This item was deferred to the GHSS Joint Board meeting March 29, 2000.

PRACTICE ISSUES

- **Licensure Seals**

Noted.

NEW BUSINESS

Nothing to discuss.

CONVENE TO CLOSED SESSION

MOTION: Herbert Garn moved, seconded by Roger Hall, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or discipline (s. 19.85(1)(b), Stats.), to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.), and, to confer with Legal Counsel (s. 19.85(1)(g), Stats.). Specifically, to hold Class 1 hearings on denied applications for James A. Morton and James A. Reinartz. Motion carried by roll call vote: Roger Hall-yes; Herbert Garn-yes; Steven Donohue-yes. Robert Karnauskas was not present for the roll call vote.

Open Session recessed and the Closed Session convened at 10:25 a.m.

CLOSED SESSION

Robert Karnauskas was present during the Closed Session.

The Section received a copy of the Case Status Report.

James A. Morton and James A. Reinartz appeared for Class 1 hearings.

The Section deliberated on the re-hearing request of Thomas M. Slawski.

RECONVENE TO OPEN SESSION

By consensus, Open Session reconvened at 12:09 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

CLASS 1 HEARINGS ON DENIED APPLICATIONS AND APPLICATION REVIEW

MOTION: Robert Karnauskas moved, seconded by Roger Hall, to reaffirm the denial of the application for licensure as a Professional Hydrologist of James A. Reinartz. Motion carried unanimously.

MOTION: Robert Karnauskas moved, seconded by Herbert Garn, to approve the application for licensure as a Professional Hydrologist of James A. Morton. Motion carried unanimously.

MOTION: Robert Karnauskas moved, seconded by Herbert Garn, to grant a re-hearing on the application for licensure as a Professional Hydrologist for Thomas M. Slawski. Mr. Slawski must bring materials to support his claim of 30 credits of coursework relating to hydrology and water resources and 5 years of experience. Motion carried unanimously.

SUCH OTHER ITEMS AS AUTHORIZED BY LAW

None.

ADJOURNMENT

MOTION: Robert Karnauskas moved, seconded by Herbert Garn, to adjourn the meeting at 12:16 p.m. Motion carried unanimously.

Next Meeting: Tuesday May 23, 2000